

NO ANALYSIS REQUIRED

Franchise Tax Board

Author: Hollingsworth Analyst: Darrine Distefano Bill Number: AB 1962

Related Bills: None Telephone: 845-6458 Introduced Date: 02-14-2002

Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: Public Records/"Writing" Includes Electronic Mail, Electronic Correspondence & Facsimile Transmissions

- ☐ ANALYSIS NOT REQUIRED of this bill -- Not within scope of responsibility of this department.
- ☒ TECHNICAL BILL -- No program or fiscal changes to existing program.
- ☐ BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department.
- ☐ TECHNICAL AMENDMENT -- No change in previously submitted analysis required. Approved position of prior analysis is _____.
- ☐ MINOR AMENDMENT -- No change in previously submitted analysis required. Approved position of prior analysis is _____.
- ☐ MINOR AMENDMENT -- No change in approved position of _____. See comments below.
- ☒ OTHER - See comments below.

COMMENTS:

This bill would add electronic mail, electronic correspondence, and facsimile transmissions to the definition of "writing" in the California Public Records Act.

This bill also would make the same changes to the Evidence Code. The changes to the Evidence Code do not affect the department and are not discussed in this analysis.

The department's current practice is to provide copies of electronic mail, electronic correspondence, and facsimile transmissions if they are a part of a request for a public record. Therefore, the addition of these items to the definition of "writing" would not significantly impact the department's programs and operations.

Board Position:

<input type="checkbox"/> S	<input type="checkbox"/> NA	<input type="checkbox"/> NP
<input type="checkbox"/> SA	<input type="checkbox"/> O	<input checked="" type="checkbox"/> NAR
<input type="checkbox"/> N	<input type="checkbox"/> OUA	<input type="checkbox"/> PENDING

Franchise Tax Board Staff

Date

Darrine Distefano

03/21/02